

Hawaiian Gazette.

VOL. XXXVIII, No. 21.

HONOLULU, H. T., FRIDAY, MARCH 13, 1903—SEMI-WEEKLY.

WHOLE No. 2469.

THREAT IS MADE IN THE HOUSE TO MUZZLE THE PRESS

**Vida Gives Notice That the Reporters
Must Understand the Intent
of the Members.**

The House yesterday morning adopted the report of its committee calling for the appropriation of \$40,000 to make a representation of the wealth and resources of the territory at the St. Louis Exposition, although that sensible action was not taken without some frivolous objection and then it proceeded to squander the afternoon in the discussion of two items in the emergency appropriation bill which, after all, were passed as they are in the bill without change. Perhaps the members of the House are of the opinion that the emergency bill is intended to meet is not a pressing case. And it developed in the discussion yesterday that some of the members had little emergencies of their own in their several districts which they wanted met. But, after all, a quicker way to get the appropriations they wanted would have been to pass the items in the bill, and then ask for what they wanted.

However, beyond the waste of time, it all did not come to much. Where the limit was really passed was when, at the end of the emergency discussion, Mr. Vida arose to a question of personal privilege and intimated a purpose, if the members of the press were not careful, to do the thing that the legislatures of great states, and of some small ones have hitherto failed to do. Even courts have tried that, in vain. The press is not to be muzzled, at this late day—not in America. Freedom of press comment is the strongest and best guarantee of the freedom of the people—and annexation is a fact accomplished. This is now the United States.

The Senate County Committee is going about its work in earnest and it will probably be ready for a report by the end of the week or the first part of the next week. One change was decided upon at yesterday's meeting, namely that counties be not allowed to issue bonds. By the proposed amendment the power will be left entirely with the legislature.

A great part of the time is being taken up in committee in the discussion of salaries. The committee has at its command report of salaries paid in California and in other states, and there is likely to be a long debate in the Senate over this feature.

The Senate spent almost the entire morning in a discussion of the appropriation bill, which was enlivened by two debates. One was in wiping out the office of electrical inspector and the second over agricultural bureaus. It is proposed and with some hope of success that the entire territorial agricultural machinery be placed under federal control, and an appropriation made for the benefit of the United States Agricultural Bureau.

IN THE HOUSE

The House was called to order yesterday morning, with Mr. Knudsen in the chair, and the reading of the minutes proceeded with tediousness. The secretary, wisely, overlooked the freak bills in his record of the business done on Wednesday, although the House was full of rumors, before calling to order, to the effect that a number of members would demand an investigation of the whole business. The speaker came in shortly after the reading of the minutes was over, and the regular business of the session went on. It was not referred to, however, all day.

The following petitions were presented: By Nakaleka, from the lepers of Kilauea, asking for an increase in the alms ration; by Lewis, asking for an appropriation for the repair and maintenance of the hospital at Hilo.

PUBLIC LANDS ESTIMATES.

The committee on public lands reported estimates, as follows: \$4,000 for extension, grading an 18-foot road from the Kilauea stables to a point about 600 feet on Kukuau road; \$4,000 for grading and macadamizing a 20-foot road from the Kaumana road to the Hihonua road; \$3,000 for macadamizing and repairing Ponoahawai street from oleano street to Hala hills; \$30,000 for oleano street grading and macadamizing from Waialea culvert to Kape; \$4,000 for a 20-foot stone culvert and retaining walls at Kumuulaka; \$1,750 for 10-foot stone culvert at Pukekape; \$3,000 for Pleasant street grading and macadamizing from Waialea street to Waialea street; \$10,000 for oleano street grading and macadamizing from junction of Bridge street to mile post, 36 feet wide; \$10,000 for ridge street grading and macadamizing from Amaulu street to Volcano street, 44 feet wide; \$2,000 for Volcano street grading and macadamizing from mile post to Waialea mill, 2,000 feet; \$25,000 for Front street grading and macadamizing to an 80-foot street on Waialea street to Waialea street, 6,300 feet; \$2,000 for School street grading and macadamizing from Ponoahawai to Kukuau street, 1,100 feet (new extension); \$4,000 for stone culvert, 24 ft. over Kukuau stream on School street extension; \$3,000 for King street grading and macadamizing from Pittman to Front street, 855 feet; \$2,500 for new macadamized road from Puuoe to Puuoe-uka; \$3,000 for repairing road from Mulea to Hana; \$500 for a bridge at Honopou, Hamakua; \$500 for bridge at Holowai; \$500 for bridge at Waipou.

BEADS FOR THE SAVAGES.

The committee on agriculture reported in favor of appropriating \$40,000 to pay the expenses of an exhibit at the St. Louis Exposition. Kumalea intimated the report to take the usual course, to await action by the appropriation committee, but Kellinohou said that the report should be adopted, so that the exposition author-

ities would know that Hawaii would make an exhibit. Mr. Chillingworth also thought that the report should be adopted, for the good of the Territory, and moved its adoption, thereby precipitating a long discussion that consumed the better part of the morning session.

Paele opposed taking so large an amount of money for this purpose. The Legislature of two years ago only appropriated \$5,500 for the exhibit at Buffalo, and he thought that was enough. Knudsen, favoring the adoption of the report on the grounds that advertisements of that kind paid, said that the money spent for the Buffalo Exposition might as well have been thrown away, for all the good that had been done. "Why," said he, "only a month ago a firm in this city received from Germany a box full of glass beads and small mirrors for distribution in trade to the savages of the Hawaiian Islands." Without reference to the force of this argument for or against the discrimination of the shippers of the beads and mirrors, Mr. Knudsen cited the fact to support his contention that money spent to show the world that we had a civilized community here was well spent.

Kaniho said he was a member of the Legislature that had appropriated \$3,500 for the exhibit at Buffalo. Now he had to learn that the only result from that appropriation was this shipment of a box of glass beads and small mirrors. He supposed the result of this proposed larger appropriation would be more beads and more mirrors. It had been promised, if the House made this appropriation, that we would get prizes for our products. But this report does not guarantee any prizes. And anyhow, we who make the appropriation would not get them. The government would not get them. Only the people who grow the products would get the prizes. It would be proper enough to send soldiers to the exposition, to show that we could maintain them here, but he did not favor an appropriation of the kind proposed.

MONEY APPROPRIATED.

Kellinohou arose to explain why the beads had been sent here, and made a long argument in favor of the committee's report, but failed of his explanation. Harris also spoke in favor of the report, and then the Chillingworth motion was put and the report was adopted.

The committee on agriculture reported in favor of the Senate bill to keep out fruit pests, and the report went over for consideration with the bill.

Then the rules were suspended to receive an opinion from the judiciary committee on the resolution introduced by Vida on Monday making the payment of the subsidy to the Oahu Railway and Land Company dependent upon the employment of citizen labor by that corporation. The opinion was as follows: Your committee, to whom was re-

POOLAS WILL DRAW THE CATAFALQUE OF PRINCE

**Body Has Been Placed in a Casket About
Which the Constant Vigil of High
Rank Hawaiians is Kept.**

Surrounded by all the ancient Hawaiian insignia of royalty, the remains of Prince Albert Kunulakea now repose in a beautiful casket in the parlor of his late residence in Palama. Day and night the chants of ancient days are heard in solemn and weird tones, the chants which tell of the noble lineage of the dead Prince. On each side of the bier at all times stand rows of kahili-bearers, waving the beautiful feathered symbols of royalty in unison over the casket. At all times there is noticeable the deepest respect for the dead all from the hundreds and hundreds of visitors to the little home.

On Thursday the body lay in state upon a bier surrounded by beautiful floral emblems, the lily blossoms being the most conspicuous. The head rested upon a pillow formed by a handsome feather ahuula, one of the Kamehameha relics and at each corner rose a huge kahili, the feathers the rarest in Hawaii, and treasured from generation to generation. On Thursday evening the remains were laid away in a casket.

The kahili-makers are busy night and day completing the cylindrical-shaped royal emblems and nearly a score are to be seen about the bier. On the day of the funeral about sixty kahilis will be in evidence. Prince David Kawananakoa and Prince Kuhio Kalaniana'ole visited the little house on Thursday and offered to the widow and their ahuulas and feather leis, together with numerous kahilis, and in many other ways showed their desire to pay the deepest respect to the memory of the dead prince of the Kamehamehas.

On Thursday evening the premises surrounding the house were so crowded with natives that it was almost impossible to move about. They came from all parts of the island and all day yesterday a stream of visitors passed by the casket behind the rows of kahili-bearers.

The resolution requiring as a condition precedent to the appropriation of the balance of the subsidy due the Oahu Railway and Land Company that the said company should employ only citizen labor, beg to report the following:

"By the session laws of 1890, chapter 31, it is provided that for each mile of the main track hereafter constructed under this act, after the completion of the Pearl river division of the said Oahu Railway and Land Company, the Hawaiian government shall pay a subsidy of \$700 each year until the expiration of five years from the date of construction thereof."

"The above provision was undoubtedly a contract between the government of the Kingdom of Hawaii and the said railroad company and as such is an obligation binding on each succeeding government, and no subsequent Legislature could refuse to recognize said contract, agreement and law without repudiating a just obligation and without necessarily impairing the good name and credit of the government of these Islands."

LAW OF THE CASE.

"It was held in the famous case of Trustees of Dartmouth College vs. Woodward, 4 Wheaton, 518, as long ago as 1819 that the charter of a corporation constitutes a contract which cannot be impaired without violating the Federal Constitution."

"The case is binding upon all states and Territories, for it is a construction of a clause in the Constitution of the United States. It is binding upon the Territory of Hawaii and an attempt to repudiate the contract contained in this charter would, in the opinion of your committee, seriously impair the credit of the Territory."

"Who would be willing to accept a bond of the Territory (which is only one form of contract), knowing that the very Legislature which authorized the issuance of the bonds had repudiated a contract made by a prior Legislature?"

"It is of great importance to every person in this Territory that the credit of the Territory be kept good. All of the just obligations, whenever incurred, ought to be promptly met. The work of public improvement that is now much needed throughout the Islands cannot be done without floating our bonds. Unless it is known that one contract, when once made, will be kept, our bonds will find no purchasers."

SANCTITY OF OBLIGATION.

"What bank is going to take bonds of this Territory when it is known that the Legislature has deliberately repudiated the Territory's contract, or what amounts to the same thing, has sought to impose new conditions not contained in the contract made by a prior Legislature as a condition for the payment of money due upon the same?"

"Your committee is therefore of the opinion that this resolution ought not to pass, and that the Legislature ought to promptly and unhesitatingly make at the proper time an appropriation

The history of the Prince is almost told in the numerous photographs and paintings about the parlor. One shows Kamehameha III and his wife with Prince Albert, then a small boy, with them. There is also a fine oil-painting of Kamehameha III.

A conference will be held this morning by Mr. A. G. Hawes, Jr., representing Governor Dole, and Mr. Henriques and Mr. Booth, representing the family and friends of the Prince, and at this time the funeral arrangements will be worked out and the order of the procession formulated. It is understood that, following the old custom, the catafalque will be drawn by Hawaiian poolas, instead of using horses, and scores have offered their services for this purpose.

At present the arrangement is that the casket will be deposited in the Mausoleum in which all the deceased members of the Kalakaua dynasty rest. The Kamehamehas lie in a vault in the Mausoleum premises and are covered with a huge slab of stone, appropriately inscribed. It is understood that permission will be asked to have this vault opened at some future time so that the remains of Prince Albert can be laid away with those of his own line.

The old throne room of the palace, now the chamber of the House of Representatives, will be used on Sunday for the funeral ceremonies, and the casket, surrounded with the kahilis and other evidences of royalty, will be placed there during the forenoon.

Secretary Hawes has issued the following request:

"All organizations and individuals wishing to pay their respects at the funeral of the late Prince Albert Kunulakea are requested to send notification to the Secretary to the Governor before Saturday noon on the 14th inst., so that positions may be arranged in the funeral procession."

covering the amount of subsidy due to the Oahu Railway and Land Company.

"We find that the balance due now is \$27,100, being the last installment of subsidy for the construction of twenty-three miles of road from Waialea to Waialea and fifteen miles of road from Waialea to Kahuku."

"FRANK ANDRADE,

Chairman.

"E. A. KNUDSEN,
"A. FERNANDEZ,
"W. J. WRIGHT,
"J. K. PAELE."

On motion, the report was tabled, to be taken up with the appropriation bill. A motion to take a recess being made at this point, the crowd in the back part of the hall began a noisy stampede for the door and the open windows, when the Speaker at once rapped loudly for order, calling out:

"The first man that leaves the hall, put him under arrest!"

This brought the crowd to its senses, and the House then took a recess until 2 p. m.

AFTERNOON SESSION.

At the morning session, as unfinished business, the House took up a resolution to erect a light at the southeast corner of the Capitol building. It was adopted.

Next came the second reading of House Bill No. 79, being an act appropriating the sum of \$195,125 for the immediate use of the Judiciary Department, the Department of Public Works, the Commission of Public Lands, the Board of Health, and the expenses for the payment of fire claims. The bill was read by title, and Kumalea called for the report of the finance committee on it, which report was likewise read.

Harris said that since the report had been made, the finance committee had received a communication from Chief Justice Frear that should have been in its hands when the report was made. He would therefore move that the bill be taken up and discussed in committee of the whole House. This carried, and the House went into committee of the whole, the Speaker calling Chillingworth to the chair.

Harris then moved that the committee proceed to the discussion of the emergency appropriation bill, and Mr. Kaniho moved that, to be at ease, the rules be suspended and the members be allowed to remove their outer clothing, and to smoke. This carried, and then the discussion of the appropriations carried in the bill was taken up, seriatim.

HONOLULU IN DISFAVOR.

The first item provided for the appropriation of \$25,000 for roads and bridges in the Fourth District, including Nuuanu avenue, Honolulu. The discussion of this section brought out a great deal of hostility that was apparently cherished against Honolulu by members from the other islands, Fernandez of Hawaii being especially strong in his opposition. Harris made

SENATE TO PASS THE PANAMA AND CUBAN TREATIES

**Serious Illness of Chief Justice Day
of the United States Supreme Court.**

(ASSOCIATED PRESS CABLEGRAMS.)

WASHINGTON, March 12.—It is predicted that the Senate will adjourn next week and that the Cuban and Panama treaties will pass in an amended form.

To Connect With Cable.

OMAHA, March 12.—The Postal Telegraph Company will build a line from Omaha to San Francisco to connect with the trans-Pacific cable at a cost of \$1,500,000.

Three Men Drowned.

SEATTLE, March 12.—The sloop Mariana has been wrecked on the Alaskan coast and three persons drowned.

Robbed the Mails.

BOSTON, March 12.—Five men have been arrested for robbing the United States mails of \$50,000.

Justice Day Ill.

WASHINGTON, March 12.—Justice Day of the United States Supreme Court is seriously ill.

Steamer Inspector Out.

WASHINGTON, March 12.—Dumont, head of the steamer inspection bureau, has resigned.

King Will Visit Portugal.

LISBON, March 12.—King Edward will visit Portugal on March 31.

Afternoon Dispatches From Associated Press.

WASHINGTON, D. C., March 12.—The Senate Committee on Cuban Affairs has reported favorably on the Cuban reciprocity treaty.

SAN FRANCISCO, Cal., March 12.—As a result of the closing down of the California-Hawaiian refinery all raw sugars en route from Hawaii will be sent to the Spreckels refinery.

WASHINGTON, D. C., March 12.—It is stated here today that the Panama Canal Treaty will be seriously jeopardized if the Senate insists on the amendment giving the United States sovereignty over the canal. Representations have been made that Colombia will refuse to ratify the treaty if this amendment carries.

ST. PETERSBURG, Russia, March 12.—The Russian policy of reform in granting the people more liberal laws has been given a new impetus by a decree issued by the Czar giving religious freedom to all religious creeds throughout Russian domain. Other far-reaching reforms are contemplated to satisfy popular demands.

SEVEN THOUSAND DOLLARS TO BRING FIRE CLAIMS MILLION TO HONOLULU

There was deposited yesterday in Washington to the credit of the Secretary of the Treasury the sum of \$7,000 and there is nothing that stands in the way of the early start of the treasury agent with a million dollars to pay the fire claims in Honolulu. Arrangements were completed by cable by Secretary Carter yesterday by which the money for the expenses of the officer could be paid in Washington prior to his departure. Secretary Carter received the following cablegram yesterday morning:

"Washington, March 12.

"TO CARTER, Honolulu:

"Treasury bonded officer will take funds to Honolulu at Territory's expense. Estimated cost including transportation and insurance, seven thousand dollars deposited in the bank here to the order of the Secretary of the Treasury.

"SHAW."

Mr. Carter during the afternoon made arrangements with Spreckels & Co. for the deposit to the credit of Secretary Shaw of the \$7,000 required in Riggs National Bank in Washington, D. C., and Spreckels & Co. made arrangements with their bank by cable, so that the money is now at the disposal of the Treasury Department. The following cablegram was then sent:

"Honolulu, March 12.

"SHAW, Treasury Department, Washington, D. C.:

Act signed authorizing auditor to issue warrants on approved vouchers for all expenses. Riggs National will pay your drafts on me with vouchers attached to the amount of seven thousand dollars.

"CARTER, Secretary."

(Continued on page 4.)